



# Family Dwelling Unit Affidavit

Permit # \_\_\_\_\_

Division of Zoning, Permitting & Inspections  
Fauquier County Department of Community Development  
29 Ashby Street, Suite 310, Warrenton, Virginia 20186

Building Phone: 347-8646  
Facsimile: 347-2043

Section 3-301.4 of the Fauquier County Zoning Ordinance allows a second dwelling unit for family members to be located on most residential properties subject to specific limitations set forth in Section 5-105 of the Ordinance. The size of the unit is limited to 1400 gross square feet, and no dwelling units other than the principal dwelling unit and the family dwelling unit will be allowed to be located on a property. **[Dimensioned floor plans must be submitted with this application to allow staff to verify compliance with size limitations.]** Additional Zoning Ordinance requirements are set forth below. Please read the limitations carefully and provide the requested information. This form must be notarized. The staff at the Zoning, Permitting and Inspections counter are Notary Publics and can provide the notary service for this form.

**In addition to being subject to other legal remedies, building a structure permitted under the Zoning Ordinance as a family dwelling unit pursuant to the limitations set forth below and then utilizing it as a dwelling unit in violation of the limitations occupancy is a criminal violation pursuant to Section 13-602(1) of the Zoning Ordinance, a misdemeanor which, upon conviction thereof, shall be punished by a fine of not less than \$10 and not more than \$1,000. Each date that a violation continues shall be deemed a separate offense. Presentation of a false affidavit may also constitute violation of other state laws which may be punishable separately.**

Print Owner(s) Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Fauquier County Property Identification Number: \_\_\_\_\_

The undersigned property owner(s), having been first duly sworn, upon oath do hereby certify:

1. The undersigned is (are) the sole owner(s) and occupant(s) of a single family dwelling on the property referenced above.
2. The proposed family dwelling unit will not be occupied by more than five (5) persons, at least one of whom must be the natural or adopted parent, grandparent, child, grandchild, brother or sister of one of the owner(s).

Alternatively, the lot owner(s) may live in the family dwelling unit and allow such family members to reside in the main house. In either case, the lot owner(s) must reside on the property.

☐ Check here if owner(s) will be living in family dwelling unit.

Name of Person(s) to occupy the family dwelling unit (or single family dwelling): \_\_\_\_\_

Relationship to Owner(s): \_\_\_\_\_

3. The family dwelling unit will be occupied only by the owner(s) and/or those identified in Paragraph 2 above for a period of ten (10) years following the issuance of the certificate of occupancy by the County Building Official.

\_\_\_\_\_  
Affiant/Property Owner

\_\_\_\_\_  
Affiant/Property Owner

STATE OF VIRGINIA

COUNTY OF \_\_\_\_\_, TO WIT:

I, the undersigned Notary Public in and for the jurisdiction aforesaid do hereby certify that \_\_\_\_\_, whose name(s) is (are) signed to the above Affidavit, did acknowledge the same before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_